

12-17-02 1617

CPA / 1600 \$

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December 16, 2002

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

(Only for Continuation/Divisional Applications Under 37 CFR 1.53d))

Submit an original, and a duplicate for fee processing
CHECK BOX, if applicable [] DUPLICATE

Attorney Docket Number PHA 6067
First Named Inventor Gary S. Jacob
Examiner Name R. Travers
Group Art Unit 1617
Express Mail Label Number EL890685612US

TO: Commissioner for Patents
Box CPA
Washington, D.C. 20231

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09/023,401, filed on February 12, 1998, confirmation number 6896, entitled USE OF N-SUBSTITUTED-1,5-DIDEOXY-1,5-IMINO-D-GLUCITOL COMPOUNDS IN COMBINATION THERAPY FOR TREATING HEPATITIS VIRUS INFECTIONS.

1. ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. ☒ A preliminary amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application:

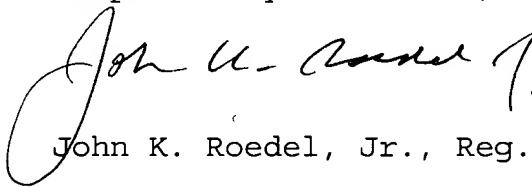
 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent is enclosed.

5. ☐ Information Disclosure Statement is enclosed:
- a. ☐ PTO-1449
- b. ☐ Copies of IDS Citations

Total Claims	<u>37</u>	-	<u>72</u>	=	<u>0</u>	x	\$	<u> </u>	=	\$	<u>0</u>	
Independent Claims	<u>8</u>	-	<u>11</u>	=	<u>0</u>	x	\$	<u> </u>	=	\$	<u>0</u>	
Multiple Dependent Claims (if applicable)										=	\$	<u>0</u>
										Basic Fee	\$	<u>740.00</u>
										Total	\$	<u>740.00</u>

6. ☐ Applicant claims small entity status.
7. ☒ The Commissioner is hereby authorized to credit overpayment or charge deficiencies to Deposit Account No. 19-1345.
8. ☒ Payment of the fee required for an extension of time from November 16, 2002 to and including December 16, 2002 for filing a response to the Office action mailed July 16, 2002 is included herewith. Applicants already paid for a one month extension along with their October 24, 2002 response. Applicants submit the difference (\$290) between the one month and the two month extension fees.
9. ☒ A check in the amount of \$1,030.00 is enclosed.
10. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) for a period of months (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed.
11. ☐ New Attorney Docket Number, if desired
12. a. ☐ Receipt for Facsimile Transmitted CPA
- b. ☒ Return Receipt Postcard
13. ☐ Other:
14. ☒ Correspondence Address:
- ☒ Same as prior application
- ☐ Customer No. 000321
- Attention: John K. Roedel, Jr.

Respectfully submitted,



John K. Roedel, Jr., Reg. No. 25,914

FEE TRANSMITTAL

Application Number 09/023,401
Filing Date February 12, 1998
Confirmation No. 6896
Inventor(s) Gary S. Jacob et al.
Group Art Unit 1617
Examiner Name R. Travers
Attorney Docket Number PHA 6067

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METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.

☐ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.

☐ Applicant claims small entity status.
2. ☒ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. [X] BASIC FILING FEE Subtotal (1) \$740.00
(Type: CPA)
2. [] EXTRA CLAIM FEES Subtotal (2) \$
- Total Claims
Independent Claims
Multiple Dependent Claims
3. [X] ADDITIONAL FEES Subtotal (3) \$290.00
- [] Surcharge - late filing fee or oath
[] Surcharge - late provisional filing fee or cover sheet
[X] Extension for reply within second month
(\$400 - \$110 previously paid)
[] Notice of Appeal
[] Filing a Brief in Support of an appeal
[] Request for ex parte Reexamination
[] Petitions to the Commissioner
[] Submission of Information Disclosure Statement
[] Recording each patent assignment per property
[] Request for Continued Examination
[] Other:

TOTAL AMOUNT OF PAYMENT \$1,030.00

John K. Roedel, Jr., Reg. No. 25,914

December 16, 2002
Date

JRKcwa

Express Mail Label No. EL890685612US